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6	Quality Loan Service Corporation		
7	IN THE UNITED STATES DISTRICT COURT DISTRICT OF NEVADA		
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10	SUMMER THOMAS, an individual,	Case No.: 2:12-cv-00361-KJD-PAL	
11	Dlointiff		
12	Plaintiff, )		
13	VS. )	[PROPOSED] ORDER GRANTING	
14	FIRST NATIONAL BANK OF ARIZONA, ) LLC; COUNTRYWIDE KB HOME LOANS, )	MOTION TO DISMISS PLAINTIFF'S COMPLAINT FILED BY QUALITY	
15	a SUBSIDIARY OF COUNTRYWIDE  HOME LOANS, INC.; MORTGAGE  OF THE COUNTRY OF COUNTRY WIDE  OF THE	LOAN SERVICE CORPORATION	
16	ELECTRONIC REGISTRATION SYSTEMS, ) INC., a subsidiary of MERSCORP, Inc., a		
17	Delaware Corporation; AMERICA'S SERVICING CO., a Foreign Corporation;		
18	QUALITY LOAN SERVICING, INC.,; DOES I – X, ROES I-X Corporations,		
19	Defendants		
20			
21	Defendant, Quality Loan Service Corporation, incorrectly designated as Quality Loan		
22	Servicing, Inc. ("Quality"), by and through its counsel of record, Christopher M. Hunter, Esq., of		
23	McCarthy & Holthus, LLP, filed a Motion to Dismiss Plaintiff's Complaint pursuant to FRCP		
24	12(b)(6) on March 8, 2012 (Docket No. 6). The Docket Report indicates that a Response to		
25	Defendants' Motion to Dismiss was due by March 25, 2012.		
26	The Court having considered the moving papers, its own files, and good cause appearing		
27	rules as follows:		
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1. Pursuant to Local Rule 7-2(b), any Response and/or Opposition to Defendants' Motion to Dismiss was required to be filed with the Court and served within fourteen days after service of the motion. No Response and/or Opposition has been filed by the Plaintiff regarding this matter. Pursuant to Local Rule 7-2(d), the failure of an opposing party to file Points and Authorities in response to any Motion shall constitute consent to the granting of the motion.

2. The Court may grant the Motion to Dismiss for failure to follow local rules. *Ghazali* v. *Moran*, 46 F.3d 52 (9<sup>th</sup> Cir. 1995). Before dismissing the action, the district court is required to weigh several factors: (1) the public's interest in expeditious resolution of litigation; (2) the court's need to manage its docket; (3) the risk of prejudice to the defendants; (4) the public policy favoring disposition of cases of their merits; and (5) the availability of less drastic sanctions. The Court has considered these factors and finds that Plaintiff has received notice and has been given ample time to respond.

IT IS THEREFORE ORDERED, that based on the foregoing, Quality's Motion to Dismiss Plaintiff's Complaint for failure to state a claim for relief is GRANTED and Quality Loan Service Corporation is hereby dismissed with prejudice.

IT IS SO ORDERED this 3rd day of \_\_\_\_\_ April\_\_\_, 2012.

UNITED STATES DISTRICT JUDGE